

1  
2  
3  
4  
5  
6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9                   SONNY BORJA,

10                  Plaintiff,

11                  v.

12                  WESTERN STATE HOSPITAL et al. ,

13                  Defendant.

CASE NO. 3:24-cv-05266-MJP-BAT

**ORDER GRANTING  
APPLICATION TO PROCEED IN  
*FORMA PAUPERIS* AND  
DIRECTING INSTITUTION TO  
CALCULATE, COLLECT, AND  
FORWARD PAYMENTS**

14         Plaintiff is a prisoner proceeding *pro se* in this civil rights action. The Court, having  
15         reviewed plaintiff's application to proceed *in forma pauperis*, hereby finds and ORDERS as  
16         follows:

17               (1)      The Court GRANTS plaintiff's application to proceed *in forma pauperis* (Dkt. 1.).

18               (2)      Pursuant to 28 U.S.C. § 1915, and plaintiff's approved application to proceed *in*  
19         *forma pauperis*, the agency having custody of the above-named plaintiff is directed to calculate  
20         an initial partial filing fee equal to 20 percent of the greater of either: (a) the average monthly  
21         deposits to the prisoner's account; or (b) the average monthly balance in the prisoner's account  
22         for the 6-month period immediately preceding the date of this Order. The initial partial filing fee  
23         should be forwarded to the Clerk of Court as soon as practicable.

1       Subsequently, if the prisoner's account exceeds \$10.00, each month the agency having  
2 custody of the prisoner is directed to collect and forward payments equal to 20 percent of the  
3 prisoner's preceding month's income credited to the prisoner's account. In the event that the  
4 monthly payment would reduce the prisoner's account below \$10.00, the agency should collect  
5 and forward only that amount which would reduce the prisoner's account to the \$10.00 level.  
6 Please note that this \$10.00 limit does not apply to the initial partial filing fee described above.  
7 Finally, the monthly payments should be collected and forwarded to the Court until the entire  
8 filing fee (\$350.00) for this matter has been paid.

9                     (3)     The Clerk is directed to send a copy of this Order to plaintiff, to the financial  
10 officer of this Court, and to the agency having custody of plaintiff.

11                     DATED this 17<sup>th</sup> day of May, 2024.

12                       
13                     BRIAN A. TSUCHIDA  
14                     United States Magistrate Judge